

1
2
3
4
5
6
7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
TACOMA DIVISION

9 DONNA MIDYETT,

10 Plaintiff,

11 vs.

12 COMMISSIONER OF SOCIAL SECURITY,

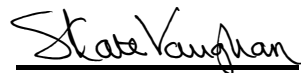
13 Defendant.

Civil No. C20-6033-SKV

ORDER REVERSING COMMISSIONER'S
DECISION

14 Based on the stipulation of the parties, it is hereby ORDERED that the case shall be
15 remanded under sentence four of 42 U.S.C. § 405(g). Upon remand, the Appeals Council will
16 direct the Administrative Law Judge (ALJ) to further develop the record, offer the claimant the
17 opportunity for a new hearing, and issue a new decision. The ALJ will consider all medical opinions
18 and testimonial evidence of record; reassess the claimant's residual functional capacity; and obtain
19 updated vocational expert evidence to assess whether the claimant could perform other jobs in the
20 national economy. Upon proper presentation, Plaintiff may be entitled to attorneys' fees under the
21 Equal Access to Justice Act, 28 U.S.C. §2412 et seq.

22 DATED this 7th day of July 2021.

23 

24 S. KATE VAUGHAN
United States Magistrate Judge

1
2 Presented by:

3 s/ David J. Burdett

4 DAVID J. BURDETT

Special Assistant United States Attorney

5 Office of the General Counsel

Social Security Administration

6 701 Fifth Avenue, Suite 2900 M/S 221A

Seattle, WA 98104-7075

7 Telephone: (206) 615-2522

Fax: (206) 615-2531

8 david.burdett@ssa.gov